

MINUTES

MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION

Call to Order: By **CHAIRMAN CAROLYN SQUIRES**, on February 12, 2007
at 3:00 P.M., in Room 303 Capitol.

ROLL CALL

Members Present:

Sen. Carolyn Squires, Chairman (D)
Sen. Joe Balyeat (R)
Sen. Vicki Cocchiarella (D)
Sen. Jeff Essmann (R)
Sen. Steven Gallus (D)
Sen. Larry Jent (D)
Sen. Rick Laible (R)
Sen. Jesse Laslovich (D)
Sen. Dave Lewis (R)
Sen. Jim Shockley (R)
Sen. Joseph (Joe) Tropila (D)

Members Excused: None.

Members Absent: None.

Staff Present: Dave Bohyer, Legislative Branch
Lois O'Connor, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted:	SB 367, 2/1/2007; SB 364, 2/1/2007; SB 366, 2/1/2007; SJ 9, 2/1/2007
Executive Action:	SB 367, SB 364, SB 253, SB 260, SB 267, SB 270, SB 285, SB 295

00:06:18

HEARING ON SB 367

Opening Statement by Sponsor:

00:06:26 **SEN. GREG LIND (D), SD 50**, opened the hearing on **SB 367**, Renumber laws on renewable power production.

Proponents' Testimony:

00:07:07 Patrick Judge, Montana Environmental Information Center (MEIC)

00:08:57 Greg Jergeson, Chairman, Public Service Commission (PSC)

00:09:58 Aidan Mhyre, Montana-Dakota Utilities (MDU)

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

00:10:52 Sen. Lind

HEARING ON SB 364

Opening Statement by Sponsor:

00:11:09 **SEN. BOB STORY (R), SD 30**, opened the hearing on **SB 364**, Revise replacement of county commissioner when no quorum possible.

Proponents' Testimony:

00:12:45 Harold Blattie, Executive Director, Montana Association of Counties (MACo)

EXHIBIT(sts31a01)

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

00:15:59 Sen. Story

HEARING ON SB 366

Opening Statement by Sponsor:

00:16:26 **SEN. LYNDIA MOSS (D), SD 26**, opened the hearing on **SB 366**, Reporting of corporate violations.

Proponents' Testimony:

00:20:43 Cedron Jones

00:25:51 John Motl, Attorney

Opponents' Testimony:

00:29:55 Jerry Lindorf, Montana Consumer Finance Association

00:38:11 Jon Bennion, Montana Chamber of Commerce (MT Chamber)

00:41:33 Bruce Spencer, Montana Automobile Dealers Association (MADA)

00:45:09 Riley Johnson, National Federation of Independent Business (NFIB)

00:46:45 Gail Ambercrombie, Montana Contractors' Association

00:48:29 Steve Turkiewicz, Montana Bankers Association

00:48:50 Rhonda Wiggers, Great Falls and Helena Chamber of Commerces

00:49:54 Carl Schweitzer, Kalispell and Bozeman Chamber of Commerces

00:50:35 Mark Simonich, Office of the Honorable Secretary of State (Secretary of State's Office)

Informational Testimony: None.

Questions from Committee Members and Responses:

00:53:18 Sen. Jeff Essmann to Sen. Moss

00:55:36 Sen. Jim Shockley to Mr. Binnion, MT Chamber

00:57:55 Sen. Shockley to Mr. Simonich, Secretary of State's
Office

00:59:16 Sen. Rick Laible to Sen. Moss rereferred to Mr. Jones

Closing by Sponsor:

01:01:56 Sen. Moss

HEARING ON SJ 9

Opening Statement by Sponsor:

01:01:59 **SEN. STEVEN GALLUS (D), SD 37**, opened the hearing on **SJ 9**, Resolution concerning Iraq.

EXHIBIT(sts31a02)

Proponents' Testimony:

01:04:37 John Munding

01:05:96 Tammara Rosenleaf, Military Families Speak Out

01:12:52 Kelly Rosenleaf, Sister of Iraqi Soldier

01:20:70 Deborah Hayden

EXHIBIT(sts31a03)

01:31:92 Will Boland

01:45:38 Wendy Fox

EXHIBIT(sts31a04)

01:59:82 Lain Kay

EXHIBIT(sts31a05)

01:75:33 Eric Stimpson

EXHIBIT(sts31a06)

01:91:71 Katie Knight

EXHIBIT(sts31a07)

02:09:93 Paul Machini

02:11:11 Stephen Papanack

EXHIBIT(sts31a08)

02:31:46 Walter Knight

EXHIBIT(sts31a09)

Opponents' Testimony:

02:53:05 Cory Swanson, Captain, Montana National Guard

02:86:59 Jake Eaton, Member, Montana Army National Guard

03:23:91 James Gardner, Member, Montana National Guard

03:62:26 Sen. Jim Shockley, SD 45

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

04:04:59 Sen. Gallus

EXECUTIVE ACTION ON SB 367

00:47:05 **Motion/Vote:** SEN. LEWIS moved that SB 367 DO PASS.
Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 364

00:48:18 **Motion/Vote:** SEN. LAIBLE moved that SB 364 DO PASS.
Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 253

Discussion:

00:50:17 David Bohyer, Research Director, Legislative Services
Division (LSD)

00:50:45 **Motion/Vote:** SEN. ESSMANN moved that SB 253 BE TABLED.
Motion carried 6-5 by voice vote with SEN. BALLYEAT,
SEN. JENT, SEN. LASLOVICH, SEN. SQUIRES, and SEN.
TROPILA voting no.

EXECUTIVE ACTION ON SB 260

00:52:21 **Motion:** SEN. LAIBLE moved that SB 260 DO PASS.

Discussion:

00:52:35 Sen. Vicki Cocchiarella

00:54:45 **Substitute Motion:** SEN. COCCHIARELLA made a substitute
motion that SB 260 BE TABLED.

00:55:06 SEN. COCCHIARELLA withdrew the TABLE MOTION on SB 260.

Discussion:

00:55:11 Sen. Gallus to Sen. Shockley

00:55:43 Sen. Shockley

00:56:39 Sen. Laible

00:57:38 Sen. Ballyeat

00:59:30 Sen. Squires to Sen. Shockley

01:02:59 Sen. Shockley

01:03:30 Sen. Essmann

01:03:55 **Substitute Motion/Vote:** SEN. COCCHIARELLA made a
substitute motion that SB 260 BE TABLED. Substitute
motion failed on a 4-7 roll call vote with SEN.
COCCHIARELLA, SEN. GALLUS, SEN. JENT, and SEN. SQUIRES
voting aye.

01:05:05 **Motion/Vote:** SEN. LAIBLE moved that SB 260 DO PASS.
Motion carried 8-3 by roll call vote with SEN.
COCCHIARELLA, SEN. GALLUS, and SEN. TROPILA voting no.

EXECUTIVE ACTION ON SB 267

01:08:13 **Motion:** SEN. SHOCKLEY moved that SB 267 DO PASS.

Discussion:

01:09:06 Sen. Shockley

01:10:38 **Motion:** SEN. SHOCKLEY moved that #SB026701.ASB DO PASS.

EXHIBIT(sts31a10)

Discussion:

01:11:17 Sen. Tropila to Sen. Shockley

01:13:10 Sen. Cocchiarella to Sen. Shockley

01:15:50 Sen. Balyeat to Sen. Shockley

01:17:16 Sen. Shockley

01:17:56 Sen. Gallus to Sen. Shockley

01:19:41 Sen. Larry Jent

01:21:07 Sen. Tropila to Sen. Shockley

01:21:28 **Vote:** Motion that #SB026701.ASB DO PASS carried 7-4 by roll call vote with SEN. BALYEAT, SEN. COCCHIARELLA, SEN. ESSMANN, and SEN. SQUIRES voting no.

01:22:53 **Motion:** SEN. SHOCKLEY moved that SB 267 DO PASS AS AMENDED.

Discussion:

01:23:19 Sen. Balyeat

01:25:07 Sen. Laible

01:26:26 Sen. Cocchiarella

01:27:43 Sen. Squires

01:30:04 Sen. Shockley to Sen. Squires

01:30:55 Sen. Balyeat

01:33:21 Vote: Motion that SB 267 DO PASS AS AMENDED failed 5-6 by roll call vote with SEN. BALYEAT, SEN. ESSMANN, SEN. LAIBLE, SEN. SHOCKLEY, and SEN. TROPILA voting aye.

01:34:23 Motion/Vote: SEN. BALYEAT moved that SB 267 BE TABLED AND THE VOTE REVERSED. Motion carried 6-5 with SEN. BALYEAT, SEN. ESSMANN, SEN. LAIBLE, SEN. SHOCKLEY, and SEN. TROPILA voted nay.

EXECUTIVE ACTION ON SB 270

Discussion:

01:35:33 Mark Simonich, Office of the Honorable Secretary of State

EXHIBIT(sts31a11)

01:37:11 Sen. Essmann

01:38:22 Motion/Vote: SEN. GALLUS moved that SB 270 DO PASS. Motion carried unanimously by voice vote. SEN. LASLOVICH voted aye by proxy.

EXECUTIVE ACTION ON SB 285

01:39:04 Motion/Vote: SEN. LEWIS moved that SB 285 DO PASS. Motion carried unanimously by voice vote. SEN. LASLOVICH voted aye by proxy.

EXECUTIVE ACTION ON SB 295

01:41:22 Motion: SEN. GALLUS moved that SB 295 DO PASS.

01:42:07 Motion/Vote: SEN. GALLUS moved that #SB029501.ASH DO PASS. Motion carried unanimously by voice vote.

EXHIBIT(sts31a12)

01:42:23 Motion: SEN. GALLUS moved that SB 295 DO PASS AS AMENDED.

Discussion:

01:42:35 Sen. Balyeat

01:43:37 Vote: Motion that SB 295 DO PASS AS AMENDED carried 9-2 by voice vote with SEN. SHOCKLEY and SEN. SQUIRES voting no.

ADJOURNMENT

Adjournment: 5:00 P.M.

SEN. CAROLYN SQUIRES, Chairman

LOIS O'CONNOR, Secretary

CS/lo

Additional Exhibits:

EXHIBIT ([sts31aad.pdf](#))